

Department of Homeland Security  
U.S Citizenship and Immigration Services

# N-400 Application for Naturalization

Print clearly or type your answers using CAPITAL letters. Failure to print clearly may delay your application. Use black ink.

## Part 1. Your Name. (The Person Applying for Naturalization)

Write your USCIS "A"- number here:

A [REDACTED]

### A. Your current legal name.

Family Name (Last Name)

Bustamante-Ramirez

Given Name (First Name)

Carlos

Full Middle Name (If applicable)

### For USCIS Use Only

Bar Code

Date Stamp

Remarks

### B. Your name **exactly** as it appears on your Permanent Resident Card.

Family Name (Last Name)

Bustamante-Ramirez

Given Name (First Name)

Carlos

Full Middle Name (If applicable)

### C. If you have ever used other names, provide them below.

Family Name (Last Name)

Given Name (First Name)

Middle Name

none

### D. Name change (optional)

Please read the Instructions before you decide whether to change your name.

1. Would you like to legally change your name? ☐ Yes ☒ No

2. If "Yes," print the new name you would like to use. Do not use initials or abbreviations when writing your new name.

Family Name (Last Name)

Given Name (First Name)

Full Middle Name

Action Block

## Part 2. Information About Your Eligibility. (Check Only One)

I am at least 18 years old **AND**

A. ☒ I have been a Lawful Permanent Resident of the United States for at least five years.

B. ☐ I have been a Lawful Permanent Resident of the United States for at least three years, **and** I have been married to and living with the same U.S. citizen for the last three years, **and** my spouse has been a U.S. citizen for the last three years.

C. ☐ I am applying on the basis of qualifying military service.

D. ☐ Other (Please explain) \_\_\_\_\_

**Part 3. Information About You.**

Write your USCIS "A"- number here:

A [REDACTED]

**A. U.S. Social Security Number**

[REDACTED]

**B. Date of Birth (mm/dd/yyyy)**

[REDACTED]

**C. Date You Became a Permanent Resident (mm/dd/yyyy)**

11/05/1972

**D. Country of Birth**

Mexico

**E. Country of Nationality**

Mexico

**F. Are either of your parents U.S. citizens? (if yes, see Instructions)**☒ Yes☐ No**G. What is your current marital status?**☒ Single, Never Married☐ Married☐ Divorced☐ Widowed☐ Marriage Annulled or Other (Explain) \_\_\_\_\_**H. Are you requesting a waiver of the English and/or U.S. History and Government requirements based on a disability or impairment and attaching a Form N-648 with your application?**☐ Yes☒ No**I. Are you requesting an accommodation to the naturalization process because of a disability or impairment? (See Instructions for some examples of accommodations.)**☐ Yes☒ No

If you answered "Yes," check the box below that applies:

☐ I am deaf or hearing impaired and need a sign language interpreter who uses the following language: \_\_\_\_\_☐ I use a wheelchair.☐ I am blind or sight impaired.☐ I will need another type of accommodation. Please explain: \_\_\_\_\_**Part 4. Addresses and Telephone Numbers.****A. Home Address - Street Number and Name (Do *not* write a P.O. Box in this space)**

Apartment Number

67 East 11th Street

525

City

New York

County

New York

State

New York

ZIP Code

10003

Country

USA

**B. Care of**

N/A

Mailing Address - Street Number and Name (If different from home address)

Apartment Number

City

State

ZIP Code

Country

**C. Daytime Phone Number (If any)**

( 310 ) 430-4146

Evening Phone Number (If any)

( 212 ) 253-6098

E-mail Address (If any)

**Part 5. Information for Criminal Records Search.**

Write your USCIS "A"- number here:

A

**NOTE:** The categories below are those required by the FBI. See Instructions for more information.**A. Gender**☒ Male ☐ Female**B. Height**

5 Feet 5 Inches

**C. Weight**

200 Pounds

**D. Are you Hispanic or Latino?**☒ Yes ☐ No**E. Race (Select one or more.)**☐ White ☐ Asian ☐ Black or African American ☐ American Indian or Alaskan Native ☐ Native Hawaiian or Other Pacific Islander**F. Hair color**☒ Black ☐ Brown ☐ Blonde ☐ Gray ☐ White ☐ Red ☐ Sandy ☐ Bald (No Hair)**G. Eye color**☒ Brown ☐ Blue ☐ Green ☐ Hazel ☐ Gray ☐ Black ☐ Pink ☐ Maroon ☐ Other**Part 6. Information About Your Residence and Employment.****A.** Where have you lived during the last five years? Begin with where you live now and then list every place you lived for the last five years. If you need more space, use a separate sheet(s) of paper.

Street Number and Name, Apartment Number, City, State, Zip Code and Country	Dates (mm/dd/yyyy)	
	From	To
Current Home Address - Same as Part 4.A	12/25/2005	Present
5154 Inglewood Blvd, #6, Culver City, CA 90230	11/18/2003	12/24/2005
2740 Centinela Avenue, Los Angeles, CA 90064	02/01/2001	11/17/2003

**B.** Where have you worked (or, if you were a student, what schools did you attend) during the last five years? Include military service. Begin with your current or latest employer and then list every place you have worked or studied for the last five years. If you need more space, use a separate sheet of paper.

Employer or School Name	Employer or School Address (Street, City and State)	Dates (mm/dd/yyyy)		Your Occupation
		From	To	
SimplexCrinnell	2323 Randolph Ave., Avenel, NJ 07001	01/15/1990	present	Fire Safety Inspector

**Part 7. Time Outside the United States.***(Including Trips to Canada, Mexico and the Caribbean Islands)*

Write your USCIS "A"- number here:

A [REDACTED]

- A. How many total days did you spend outside of the United States during the past five years? 0 days
- B. How many trips of 24 hours or more have you taken outside of the United States during the past five years? 0 trips
- C. List below all the trips of 24 hours or more that you have taken outside of the United States since becoming a Lawful Permanent Resident. Begin with your most recent trip. If you need more space, use a separate sheet(s) of paper.

Date You Left the United States (mm/dd/yyyy)	Date You Returned to the United States (mm/dd/yyyy)	Did Trip Last Six Months or More?		Countries to Which You Traveled	Total Days Out of the United States
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		
		<input type="checkbox"/> Yes	<input type="checkbox"/> No		

**Part 8. Information About Your Marital History.**

- A. How many times have you been married (including annulled marriages)? 0 If you have **never** been married, go to Part 9.

- B. If you are now married, give the following information about your spouse:

1. Spouse's Family Name (Last Name)

Given Name (First Name)

Full Middle Name (If applicable)

2. Date of Birth (mm/dd/yyyy)

3. Date of Marriage (mm/dd/yyyy)

4. Spouse's U.S. Social Security #

5. Home Address - Street Number and Name

Apartment Number

City

State

Zip Code

**Part 8. Information About Your Marital History.** *(Continued)*Write your USCIS [REDACTED]  
[REDACTED]C. Is your spouse a U.S. citizen? ☐ Yes ☐ No

D. If your spouse is a U.S. citizen, give the following information:

1. When did your spouse become a U.S. citizen? ☐ At Birth ☐ Other

If "Other," give the following information:

2. Date your spouse became a U.S. citizen

3. Place your spouse became a U.S. citizen *(Please see Instructions)*

City and State

E. If your spouse is **not** a U.S. citizen, give the following information :

1. Spouse's Country of Citizenship

2. Spouse's USCIS "A"- Number *(If applicable)*A 

3. Spouse's Immigration Status

☐ Lawful Permanent Resident ☐ Other 

F. If you were married before, provide the following information about your prior spouse. If you have more than one previous marriage, use a separate sheet(s) of paper to provide the information requested in Questions 1-5 below.

1. Prior Spouse's Family Name *(Last Name)*Given Name *(First Name)*Full Middle Name *(If applicable)*

2. Prior Spouse's Immigration Status

☐ U.S. Citizen  
☐ Lawful Permanent Resident  
☐ Other 3. Date of Marriage *(mm/dd/yyyy)*4. Date Marriage Ended *(mm/dd/yyyy)*

5. How Marriage Ended

☐ Divorce ☐ Spouse Died ☐ Other G. How many times has your current spouse been married (including annulled marriages)? If your spouse has **ever** been married before, give the following information about **your spouse's** prior marriage.

If your spouse has more than one previous marriage, use a separate sheet(s) of paper to provide the information requested in Questions 1 - 5 below.

1. Prior Spouse's Family Name *(Last Name)*Given Name *(First Name)*Full Middle Name *(If applicable)*

2. Prior Spouse's Immigration Status

☐ U.S. Citizen  
☐ Lawful Permanent Resident  
☐ Other 3. Date of Marriage *(mm/dd/yyyy)*4. Date Marriage Ended *(mm/dd/yyyy)*

5. How Marriage Ended

☐ Divorce ☐ Spouse Died ☐ Other

**Part 9. Information About Your Children.**

Write your USCIS "A"- number here:

A

0

- A.** How many sons and daughters have you had? For more information on which sons and daughters you should include and how to complete this section, see the Instructions.
- B.** Provide the following information about all of your sons and daughters. If you need more space, use a separate sheet(s) of paper.

Full Name of Son or Daughter	Date of Birth (mm/dd/yyyy)	USCIS "A"- number (if child has one)	Country of Birth	Current Address (Street, City, State and Country)
		A		
		A		
		A		
		A		
		A		
		A		
		A		
		A		

Add Children

Go to continuation page

**Part 10. Additional Questions.**

Please answer Questions 1 through 14. If you answer "Yes" to any of these questions, include a written explanation with this form. Your written explanation should (1) explain why your answer was "Yes" and (2) provide any additional information that helps to explain your answer.

**A. General Questions.**

- Have you **ever** claimed to be a U.S. citizen (*in writing or any other way*)? ☐ Yes ☒ No
- Have you **ever** registered to vote in any Federal, state or local election in the United States? ☐ Yes ☒ No
- Have you **ever** voted in any Federal, state or local election in the United States? ☐ Yes ☒ No
- Since becoming a Lawful Permanent Resident, have you **ever** failed to file a required Federal state or local tax return? ☐ Yes ☒ No
- Do you owe any Federal, state or local taxes that are overdue? ☐ Yes ☒ No
- Do you have any title of nobility in any foreign country? ☐ Yes ☒ No
- Have you ever been declared legally incompetent or been confined to a mental institution within the last five years? ☐ Yes ☒ No

**Part 10. Additional Questions. (Continued)**

Write your USCIS "A"- number here:

A [REDACTED]

**B. Affiliations.**

8. a. Have you **ever** been a member of or associated with any organization, association, fund foundation, party, club, society or similar group in the United States or in any other place? ☒ Yes ☐ No
- b. If you answered "Yes," list the name of each group below. If you need more space, attach the names of the other group(s) on a separate sheet(s) of paper.

Name of Group	Name of Group
1. Inter. Brotherhood of Electrical Workers, AFL CIO	6.
2.	7.
3.	8.
4.	9.
5.	10.

9. Have you **ever** been a member of or in any way associated (*either directly or indirectly*) with:

- a. The Communist Party? ☐ Yes ☒ No
- b. Any other totalitarian party? ☐ Yes ☒ No
- c. A terrorist organization? ☐ Yes ☒ No

10. Have you **ever** advocated (*either directly or indirectly*) the overthrow of any government by force or violence? ☐ Yes ☒ No

11. Have you **ever** persecuted (*either directly or indirectly*) any person because of race, religion, national origin, membership in a particular social group or political opinion? ☐ Yes ☒ No

12. Between March 23, 1933 and May 8, 1945, did you work for or associate in any way (*either directly or indirectly*) with:

- a. The Nazi government of Germany? ☐ Yes ☒ No
- b. Any government in any area (1) occupied by, (2) allied with, or (3) established with the help of the Nazi government of Germany? ☐ Yes ☒ No
- c. Any German, Nazi, or S.S. military unit, paramilitary unit, self-defense unit, vigilante unit, citizen unit, police unit, government agency or office, extermination camp, concentration camp, prisoner of war camp, prison, labor camp or transit camp? ☐ Yes ☒ No

**C. Continuous Residence.**

Since becoming a Lawful Permanent Resident of the United States:

13. Have you **ever** called yourself a "nonresident" on a Federal, state or local tax return? ☐ Yes ☒ No
14. Have you **ever** failed to file a Federal, state or local tax return because you considered yourself to be a "nonresident"? ☐ Yes ☒ No

**Part 10. Additional Questions. (Continued)**

Write your USCIS "A"- number here:

A [REDACTED]

**D. Good Moral Character.**

For the purposes of this application, you must answer "Yes" to the following questions, if applicable, even if your records were sealed or otherwise cleared or if anyone, including a judge, law enforcement officer or attorney, told you that you no longer have a record.

15. Have you **ever** committed a crime or offense for which you were **not** arrested? ☐ Yes ☒ No
16. Have you **ever** been arrested, cited or detained by any law enforcement officer (including USCIS or former INS and military officers) for any reason? ☒ Yes ☐ No
17. Have you **ever** been charged with committing any crime or offense? ☒ Yes ☐ No
18. Have you **ever** been convicted of a crime or offense? ☒ Yes ☐ No
19. Have you **ever** been placed in an alternative sentencing or a rehabilitative program (for example: diversion, deferred prosecution, withheld adjudication, deferred adjudication)? ☐ Yes ☒ No
20. Have you **ever** received a suspended sentence, been placed on probation or been paroled? ☒ Yes ☐ No
21. Have you **ever** been in jail or prison? ☒ Yes ☐ No

If you answered "Yes" to any of Questions 15 through 21, complete the following table. If you need more space, use a separate sheet (s) of paper to give the same information.

Why were you arrested, cited, detained or charged?	Date arrested, cited, detained or charged? (mm/dd/yyyy)	Where were you arrested, cited, detained or charged? (City, State, Country)	Outcome or disposition of the arrest, citation, detention or charge (No charges filed, charges dismissed, jail, probation, etc.)
See attached statement	12/06/1981	San Diego, CA, USA	Involunt. manslaughter, 2 years jail.

Answer Questions 22 through 33. If you answer "Yes" to any of these questions, attach (1) your written explanation why your answer was "Yes" and (2) any additional information or documentation that helps explain your answer.

**22. Have you ever:**

- a. Been a habitual drunkard? ☐ Yes ☒ No
- b. Been a prostitute, or procured anyone for prostitution? ☐ Yes ☒ No
- c. Sold or smuggled controlled substances, illegal drugs or narcotics? ☐ Yes ☒ No
- d. Been married to more than one person at the same time? ☐ Yes ☒ No
- e. Helped anyone enter or try to enter the United States illegally? ☐ Yes ☒ No
- f. Gambled illegally or received income from illegal gambling? ☐ Yes ☒ No
- g. Failed to support your dependents or to pay alimony? ☐ Yes ☒ No

23. Have you **ever** given false or misleading information to any U.S. government official while applying for any immigration benefit or to prevent deportation, exclusion or removal? ☐ Yes ☒ No

24. Have you **ever** lied to any U.S. government official to gain entry or admission into the United States? ☐ Yes ☒ No



**Part 10. Additional Questions. (Continued)**

Write your USCIS "A"- number here:

A [REDACTED]

**E. Removal, Exclusion and Deportation Proceedings.**

25. Are removal, exclusion, rescission or deportation proceedings pending against you? ☐ Yes ☒ No
26. Have you **ever** been removed, excluded or deported from the United States? ☐ Yes ☒ No
27. Have you **ever** been ordered to be removed, excluded or deported from the United States? ☐ Yes ☒ No
28. Have you **ever** applied for any kind of relief from removal, exclusion or deportation? ☐ Yes ☒ No

**F. Military Service.**

29. Have you **ever** served in the U.S. Armed Forces? ☐ Yes ☒ No
30. Have you **ever** left the United States to avoid being drafted into the U.S. Armed Forces? ☐ Yes ☒ No
31. Have you **ever** applied for any kind of exemption from military service in the U.S. Armed Forces? ☐ Yes ☒ No
32. Have you **ever** deserted from the U.S. Armed Forces? ☐ Yes ☒ No

**G. Selective Service Registration.**

33. Are you a male who lived in the United States at any time between your 18th and 26th birthdays in any status except as a lawful nonimmigrant? ☒ Yes ☐ No

If you answered "NO," go on to question 34.

If you answered "YES," provide the information below.

If you answered "YES," but you did not register with the Selective Service System and are still under 26 years of age, you must register before you apply for naturalization, so that you can complete the information below:

Date Registered (mm/dd/yyyy)

Selective Service Number

If you answered "YES," but you did not register with the Selective Service and you are now 26 years old or older, attach a statement explaining why you did not register.

**H. Oath Requirements. (See Part 14 for the Text of the Oath)**

Answer Questions 34 through 39. If you answer "No" to any of these questions, attach (1) your written explanation why the answer was "No" and (2) any additional information or documentation that helps to explain your answer.

34. Do you support the Constitution and form of government of the United States? ☒ Yes ☐ No
35. Do you understand the full Oath of Allegiance to the United States? ☒ Yes ☐ No
36. Are you willing to take the full Oath of Allegiance to the United States? ☒ Yes ☐ No
37. If the law requires it, are you willing to bear arms on behalf of the United States? ☒ Yes ☐ No
38. If the law requires it, are you willing to perform noncombatant services in the U.S. Armed Forces? ☒ Yes ☐ No
39. If the law requires it, are you willing to perform work of national importance under civilian direction? ☒ Yes ☐ No

**Part 11. Your Signature.**

Write your USCIS "A"- number here:

I certify, under penalty of perjury under the laws of the United States of America, that this application, and the evidence submitted with it, are all true and correct. I authorize the release of any information that the USCIS needs to determine my eligibility for naturalization.

Your Signature

Date (mm/dd/yyyy)

05/05/2006

**Part 12. Signature of Person Who Prepared This Application for You. (If Applicable)**

I declare under penalty of perjury that I prepared this application at the request of the above person. The answers provided are based on information of which I have personal knowledge and/or were provided to me by the above named person in response to the *exact questions* contained on this form.

Preparer's Printed Name

Paul O'Dwyer, Esq.

Preparer's Signature

Date (mm/dd/yyyy)

05/05/2006

Preparer's Firm or Organization Name (If applicable)

Law Office of Paul O'Dwyer

Preparer's Daytime Phone Number

(646)230-7444

Preparer's Address - Street Number and Name

134 West 26th Street, Suite 902

City

New York

State

New York

Zip Code

10001

**NOTE: Do not complete Parts 13 and 14 until a USCIS Officer instructs you to do so.**

**Part 13. Signature at Interview.**

I swear (affirm) and certify under penalty of perjury under the laws of the United States of America that I know that the contents of this application for naturalization subscribed by me, including corrections numbered 1 through \_\_\_\_\_ and the evidence submitted by me numbered pages 1 through \_\_\_\_\_, are true and correct to the best of my knowledge and belief.

Subscribed to and sworn to (affirmed) before me

Officer's Printed Name or Stamp

Date (mm/dd/yyyy)

Complete Signature of Applicant

Officer's Signature

**Part 14. Oath of Allegiance.**

If your application is approved, you will be scheduled for a public oath ceremony at which time you will be required to take the following oath of allegiance immediately prior to becoming a naturalized citizen. By signing, you acknowledge your willingness and ability to take this oath:

I hereby declare, on oath, that I absolutely and entirely renounce and abjure all allegiance and fidelity to any foreign prince, potentate, state, or sovereignty, of whom or which I have heretofore been a subject or citizen;

that I will support and defend the Constitution and laws of the United States of America against all enemies, foreign and domestic;

that I will bear true faith and allegiance to the same;

that I will bear arms on behalf of the United States when required by the law;

that I will perform noncombatant service in the Armed Forces of the United States when required by the law;

that I will perform work of national importance under civilian direction when required by the law; and

that I take this obligation freely, without any mental reservation or purpose of evasion; so help me God.

Printed Name of Applicant

Complete Signature of Applicant

U.S. Department of Justice  
Immigration and Naturalization Service

**Notice of Entry of Appearance  
as Attorney or Representative**

**Appearances** - An appearance shall be filed on this form by the attorney or representative appearing in each case. Thereafter, substitution may be permitted upon the written withdrawal of the attorney or representative of record or upon notification of the new attorney or representative. When an appearance is made by a person acting in a representative capacity, his personal appearance or signature shall constitute a representation that under the provisions of this chapter he is authorized and qualified to represent. Further proof of authority to act in a representative capacity may be required. **Availability of Records** - During the time a case is pending, and except as otherwise provided in 8 CFR 103.2(b), a party to a proceeding or his attorney or representative shall be permitted to examine the record of proceeding in a Service office. He may, in conformity with 8 CFR 103.10, obtain copies of Service records or information therefrom and copies of documents or transcripts of evidence furnished by him. Upon request, he/she may, in addition, be loaned a copy of the testimony and exhibits contained in the record of proceeding upon giving his/her receipt for such copies and pledging that it will be surrendered upon final disposition of the case or upon demand. If extra copies of exhibits do not exist, they shall not be furnished free on loan; however, they shall be made available for copying or purchase of copies as provided in 8 CFR 103.10.

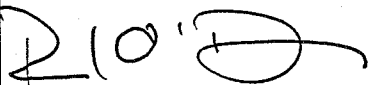
In re: Application for Naturalization Date: 05/05/2006  
File No. \_\_\_\_\_

I hereby enter my appearance as attorney for (or representative of), and at the request of the following named person(s):

Name:	<u>Carlos Bustamante</u>			<input type="checkbox"/> Petitioner	<input checked="" type="checkbox"/> Applicant
Address: (Apt. No.)	(Number & Street)	(City)	(State)	(Zip Code)	
<u>525</u>	<u>67 East 11th Street</u>	<u>New York</u>	<u>NY</u>	<u>10003</u>	
Name:				<input type="checkbox"/> Petitioner	<input type="checkbox"/> Applicant
Address: (Apt. No.)	(Number & Street)	(City)	(State)	(Zip Code)	

Check Applicable Item(s) below:

- ☒ 1. I am an attorney and a member in good standing of the bar of the Supreme Court of the United States or of the highest court of the following State, territory, insular possession, or District of Columbia  
New York State Supreme Court and am not under a court or administrative agency order suspending, enjoining, restraining, disbaring, or otherwise restricting me in practicing law.  
Name of Court
- ☐ 2. I am an accredited representative of the following named religious, charitable, social service, or similar organization established in the United States and which is so recognized by the Board:
- ☐ 3. I am associated with \_\_\_\_\_  
the attorney of record previously filed a notice of appearance in this case and my appearance is at his request. (If you check this item, also check item 1 or 2 whichever is appropriate.)
- ☐ 4. Others (Explain Fully.)

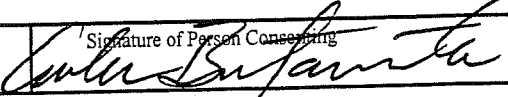
SIGNATURE 	COMPLETE ADDRESS <u>134 West 26th Street, Ste. 902</u> <u>New York, NY 10001</u>
NAME (Type or Print) <u>Paul O'Dwyer</u>	TELEPHONE NUMBER <u>646/230-7444</u>

PURSUANT TO THE PRIVACY ACT OF 1974, I HEREBY CONSENT TO THE DISCLOSURE TO THE FOLLOWING NAMED ATTORNEY OR REPRESENTATIVE OF ANY RECORD PERTAINING TO ME WHICH APPEARS IN ANY IMMIGRATION AND NATURALIZATION SERVICE SYSTEM OF RECORDS:

Paul O'Dwyer

(Name of Attorney or Representative)

THE ABOVE CONSENT TO DISCLOSURE IS IN CONNECTION WITH THE FOLLOWING MATTER:  
Application for Naturalization

Name of Person Consenting <u>Carlos Bustamante</u>	Signature of Person Consenting 	Date <u>05/05/2006</u>
---	--	---------------------------

(NOTE: Execution of this box is required under the Privacy Act of 1974 where the person being represented is a citizen of the United States or an alien lawfully admitted for permanent residence.)

This form may not be used to request records under the Freedom of Information Act or the Privacy Act. The manner of requesting such records is contained in 8CFR 103.10 and 103.20 Et.SEQ.

Carlos Bustamante, being duly sworn, deposes and says:

1. I reside at 67 East 11<sup>th</sup> Street, Apartment 525, New York NY 10003. I submit this statement in support of my application for naturalization in the US, and specifically, to explain why reason I did not register for the selective service, and the circumstances surrounding my arrest and conviction for manslaughter in 1981.
2. I am a citizen of Mexico, date of birth March 20, 1962, and I came to the US with my family when I was a child. I was granted permanent residence in the US on November 5, 1972, when I was about ten years old.
3. I did not register for the Selective Service between my eighteenth and twenty-sixth birthdays because I did not know that I was required to do so. I did not receive any notification from the US Government that I was required to register for the Selective Service, and I was not aware of this requirement until my current immigration attorney advised me of this requirement. If I had known at the time that I was required to register, I would definitely have done so.
4. I was the subject of a criminal prosecution in California in 1982, arising out of an incident in December 1981 where a fight broke out at a party I was attending with my brothers. As a result of this fight, one person, Rene Barba, was killed. In April of 1982, and I and four other people were arrested and charged with a variety of offenses, including assault and homicide, under Case Number CR57895, in the Superior Court of the State of California, County of San Diego. A copy of the information (the legal name for the complaint filed with the court) is annexed hereto as Exhibit A. On July 29, 1982, I pleaded guilty to a charge of involuntary manslaughter, a violation of California Penal Code § 192.2. A copy of the plea agreement is annexed hereto as Exhibit B. On

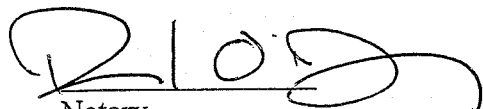
November 8, 1982, I was sentenced to a term of two years in prison, with a recommendation that my prison time be served in a minimum security setting, and with a credit for 121 days time served. A copy of the sentencing order is annexed hereto as Exhibit C. I was released on parole in September 1983, and I successfully completed my parole.

5. I have been employed by SimplexGrinnell, Inc., a subdivision of Tyco Fire and Building Products since 1990. I am certified as a Regulation Four Fire Inspector, and I am a member of the AFL-CIO New York City Local No. 3 International Brotherhood of Electrical Workers. Apart from the incident referred to above, I have never been arrested, charged or convicted of any criminal offense, and I consider myself to be a law-abiding citizen.

Dated: New York, New York  
May \_\_, 2006

  
Carlos Bustamante

Sworn to before me, a notary,  
on this the \_\_ day of May, 2006:

  
Notary



In the Superior Court of the State of California  
FOR THE COUNTY OF SAN DIEGO

The People of the State of California

Plaintiff,

CARLOS BUSTAMANTE,  
also known as,  
CARLOS BUSTAMANTE,  
HECTOR RAMIREZ BUSTAMANTE,  
MIGUEL PONCE,  
LUPE RODRIGUEZ GUTIERREZ,  
and,  
GERMAN GUEVARA CARAVANTES

Defendant

INFORMATION

D.A. No. AS6838

Case No. CR57895

The District Attorney of the County of San Diego, State of California accuses the Defendant(s) of committing in the County of San Diego, State of California, before the filing of this Information, the following crime(s):

COUNT ONE: On or about December 5, 1981, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ and GERMAN GUEVARA CARAVANTES did assault another with a deadly weapon and instrument, and by means of force likely to produce great bodily injury, in violation of Penal Code section 245(a). Victim: RENE BARBA

And, it is further alleged that in the commission and attempted commission of the above offense, the said defendants, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ and GERMAN GUEVARA CARAVANTES, personally used a dangerous or deadly weapon, to wit, a club, within the meaning of Penal Code section 12022(b).

COUNT TWO: On or about December 5, 1981, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ, and GERMAN GUEVARA CARAVANTES did assault another with a deadly weapon and instrument, and by means of force likely to produce great bodily injury, in violation of Penal Code section 245(a). Victim: SHARON DUCKLY

And, it is further alleged that in the commission and attempted commission of the above offense, the said defendants, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ and GERMAN GUEVARA CARAVANTES, personally used a dangerous or deadly weapon, to wit, a club, within the meaning of Penal Code section 12022(b).

COUNT THREE: On or about December 5, 1981, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ and GERMAN GUEVARA CARAVANTES did murder RENE BARBA, a human being, in violation of Penal Code section 187.

And, it is further alleged that in the commission and attempted commission of the above offense, the said defendants, CARLOS BUSTAMANTE, HECTOR RAMIREZ BUSTAMANTE, MIGUEL PONCE, LUPE RODRIGUEZ GUTIERREZ and GERMAN GUEVARA CARAVANTES, personally used a dangerous or deadly weapon, to wit, a knife and club, within the meaning of Penal Code section 12022(b).

EDWIN L. MILLER, JR.

District Attorney of the County of San Diego, State of California

Dated April 1, 1982

/s/ Edward D. Ruffin

Assistant District Attorney

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

F J L E D  
Robert D. Zumwalt, ClerkTHE PEOPLE OF THE STATE OF CALIFORNIA  
Plaintiff,

vs.

CARLOS BUSTAMANTE

Defendant.

CASE NUMBER  
CR - 57895  
DA - A56838  
CHANGE OF PLEA  
(GUILTY)

JUL 29 1982

BY D. HOCKETT,  
Clerk

Comes now CARLOS BUSTAMANTE  
defendant in the above-entitled criminal action, and in support of his motion to change his plea(s) to be made in open  
court personally and by his attorney, does declare: (defendant to initial each item)

1. That his attorney in the above-entitled criminal action is J. THOMAS BOWDEN  
2. That he is charged in INFORMATION number CR - 57895, with having violated  
(Information/Indictment)  
Ct. 1-PC245(a)&12022(b); Ct. 2-PC245(a)&12022(b); Ct. 3-PC187&12022(b)  
(Code Section(s) and Count(s))

3. That he desires to change his plea(s) and desires to plead guilty to PC192.2(Involuntary Manslaughter)  
as a lesser included offense of Ct. 3.  
(Set forth Code Section(s) and Count(s))

4. That he is now and was at the time this form was prepared in possession of all his faculties  
(is/is not) (was/was not)  
and has not consumed any drug, narcotic or alcoholic beverage in the 24-hour period preceding the entry of this plea  
to the extent that his sound judgment is impaired:

5. That he DOES understand the nature of the charge(s) against him;  
(does/does not)  
6. That he has discussed the nature of the charge(s) against him and the possible defenses thereto with  
(has/has not)  
his attorney;  
7. That he violated the aforementioned Penal-Code section(s) by People v. West Plea.

8. That his attorney has explained and discussed his constitutional rights with him; that he understands  
(has/has not)  
his constitutional rights; that his constitutional rights have not been violated; that his attorney has specifically explained  
to him (1) the right to a jury trial, (2) the right to confront those witnesses who would testify against him and to cross  
examine those witnesses, (3) the right to testify in his own behalf or not to testify if he desires to remain silent, (4) the  
right to have witnesses and documents subpoenaed by the Court for use at trial; that defendant knowingly and intelligently  
gives up these constitutional rights;

9. That his decision to change his plea(s) has been made freely and voluntarily, without threat or  
(has/has not)  
fear to him or to anyone closely related to or associated with him;

10. That his attorney has explained the possible sentence and understands the maximum possible punish-  
(has/has not)  
ment to be; Four years state prison

and further that in the event he is sentenced to State Prison, he will be placed on parole for a period of 48 months

11. That he understands if he is granted probation and the Court finds he has violated the terms of probation he  
could be sentenced to State Prison at that time.



12. That he has <sup>(has/has not)</sup> been induced to plead guilty by any promise or representation of a lesser sentence, probation, reward, immunity, or anything else. If defendant's plea of guilty is the result of discussions with the District Attorney (e.g., that the District Attorney has agreed to move to dismiss a count if defendant pleads guilty to another count), explain briefly such promise or plea bargaining in the following space: the D/A has agreed to move to dismiss counts one and two and stipulate that defendant shall plead to PC 192.2 as a lesser included offense in count 3 and the court commits to a PC 1203.03 evaluation if probation does not appear to be appropriate. Further, the D/A agrees to strike the PC 12022(b) allegations in each count.

13. That he does <sup>(does/does not)</sup> understand that the matter of probation and sentence is to be determined solely by the court.

14. That he is pleading guilty because ~~in truth and in fact~~ XXXXXXXXXXXXXXXXXXXXXXXXXXXX HE wishes to avoid the possibility of conviction and sentence on the more serious charge of murder. Defendant has: (cross out the inapplicable phrase)

1. ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
2. read, discussed, and has had explained to him by his attorney

each of the above items, and understands same. Defendant has initialed each item as proof thereof.

Executed this 29 day of JULY, 1982, in the County of San Diego, State of California.

Carla Bustamante  
(Defendant's signature)

J. THOMAS BOWDEN states that he is the attorney for defendant in the above-entitled criminal action; that he personally read, discussed and explained the contents of the above declaration of the defendant and each item thereof; that defendant's constitutional rights have not been violated; that no meritorious defense exists to the charge(s) to which defendant is pleading guilty; that he personally observed the defendant (fill in and initial each item, or read and initial each item) acknowledging explanation of the contents of each item; that he observed defendant date and sign said declaration; that he concurs in defendant's withdrawal of his plea(s) of not guilty; that he concurs in defendant's plea(s) of guilty to the charge(s) as set forth by the defendant in the above declaration.

Dated this 29 day of JULY, 1982.

J. Thomas Bowden  
(Attorney's signature)

The People of the State of California, plaintiff in the above-entitled criminal action, by and through its attorney, EDWIN L. MILLER, JR., District Attorney, concurs in the defendant's withdrawal of his plea(s) of not guilty and in the defendant's plea of guilty to the charge(s) as set forth by the defendant in the above declaration.

Dated this 29th day of July, 1982.

EDWIN L. MILLER, JR.  
District Attorney

By: [Signature]  
(Deputy District Attorney)

Defendant personally and by his attorney having in open court moved to withdraw his plea(s) of not guilty as heretofore entered and the People of the State of California, by and through its attorney, having concurred in said motion.

IT IS HEREBY ORDERED that said motion be and the same is hereby granted.

Dated: JUL 29 1982

[Signature]  
(Judge of the Superior Court)

JAMES A. MALKUS



SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

CR 57893 DA 256818  
DATE ~~NOV 3 1982~~ AT 10:30 M.  
PRESENT: HON. JAMES A. HALLUS  
CLERK: J. M. [Signature]  
REPORTER

JUDGE PRESIDING DEPARTMENT NINE

THE PEOPLE OF THE STATE OF CALIFORNIA  
VS.

CARLOS BUSTAMANTE aka Carlos Bustamante  
DEFENDANT

DEPUTY DISTRICT ATTORNEY

DEFENDERS J. B. [Signature]

ATTORNEY FOR DEFENDANT (APPT. DETERMINED)

VIOLATION OF PC 192.2

FUR PROC PC 1203.01

DEFENDANT ☐ DULY ARRAIGNED FOR JUDGMENT ☒ WAIVES ARRAIGNMENT ☐ NOT PRESENT

☐ DEFENDANT ADVISED OF RIGHTS AND (ADMITTS) (DENIES) A VIOLATION OF PROBATION ☐ WAIVES HEARING

PROBATION IS ☒ DENIED ☐ REVOKED ☐ REINSTATED ☐ MODIFIED ☐ CONTINUED ☐ GRANTED

☐ DEFENDANT COMMITTED TO CUSTODY OF SHERIFF FOR AS PER ORDER SIGNED AND FILED ☐ DEFENDANT NOT TO BE GRANTED PAROLE ☐ FORMAL SUMMONS

☐ DEFENDANT REFERRED TO DIRECTOR OF CORRECTIONS UNDER PC 1203.03. HEARING SET FOR AT M.M. DEPARTMENT

☐ DEFENDANT COMMITTED TO DIRECTOR OF CORRECTIONS: (LOWER) (MIDDLE) (UPPER) TERM OF 2 YRS. CREDIT TIME SERVED 81 DAYS

☐ DEFENDANT COMMITTED TO CALIFORNIA YOUTH AUTHORITY: OF 2 YRS. CREDIT TIME SERVED 40 DAYS

☒ DEFENDANT ADVISED OF APPEAL RIGHTS IN ACCORDANCE WITH RULE 250, CALIFORNIA RULES OF COURT CREDIT TIME SERVED 121 DAYS

☐ ADVISED OF PAROLE RIGHTS. CREDIT TIME SERVED 121 DAYS

☐ DEFENDANT WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT

CONTINUED TO DEPT.

AT M.M. ON MOTION OF COURT / DDA / DEFENDANT / PROBATION OFFICER

PROCEEDINGS ADJUDICATED TO DETERMINE WHETHER DEFENDANT ☐ IS PRESENTLY SANE (PC 1368) ☐ IS MENTALLY DISORDERED SEX OFFENDER (WIC 261)

☐ ADDICTED OR IMMINENT DANGER OF BECOMING ADDICTED TO NARCOTICS, AS PER ORDER SIGNED AND FILED (WIC 3051)

DEFENDANT REMAINS AT LIBERTY: ☐ ON BOND POSTED \$ ☐ ON OWN RECOGNIZANCE ☐ ON PROBATION

☒ DEFENDANT REMANDED TO CUSTODY OF SHERIFF WITHOUT BAIL ☐ DEFENDANT ORDERED RELEASED FROM CUSTODY OF SHERIFF

☐ DEFENDANT REMANDED TO CUSTODY OF SHERIFF WITH BAIL SET AT \$

☐ COURT DETERMINES DEFENDANT HAS / DOES NOT HAVE ABILITY TO REIMBURSE THE COUNTY FOR COURT APPOINTED COUNSEL IN THE AMOUNT OF \$

PAYABLE PER MONTH COMMENCING

☐ BENCH WARRANT TO ISSUE, BAIL SET AT \$ SERVICE WITHHELD TO

☐ BAIL BOND EXONERATED ☐ DMV ABSTRACT FORWARDED

☐ BOND FORFEITED \$ BOND COMPANY AGENT

☐ DEFENDANT ORDERED TO PAY A FINE OF \$ INCLUDING F: NALTY ASSESSMENT (PC 13521) (CC 13507) (STRIKE ONE)

AT \$ BEGINNING PLUS PENALTY ASSESSMENT (CC 13507)

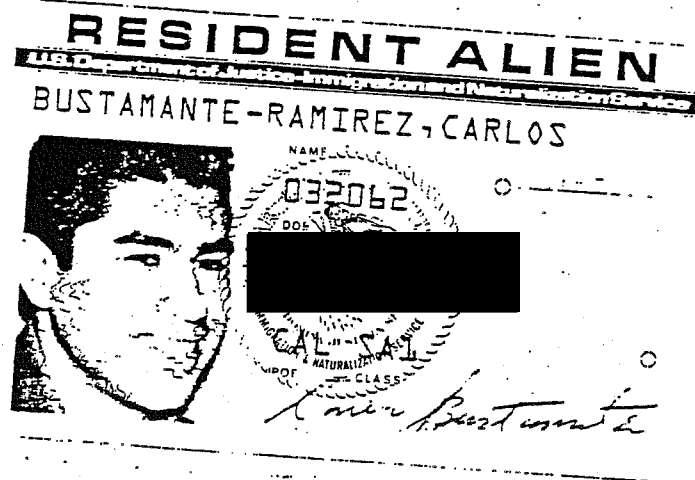
☐ DEFENDANT ORDERED TO MAKE RESTITUTION OF AT COMMENCING

OTHER

*It recommends a minimum custody institution*

DATED: NOV 8 1982

ORDER JAMES A. HALLUS



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5455 26503 99920 84662 36168  
110572 582 117 02235 8837974